FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE

CIVIL APPLICATION NO.1249 OF 2007
IN
FIRST APPEAL NO.2724 OF 2006

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr Pankaj Das, for the applicant.
Mr G.Upadhaya with Mr Anil Upadhya for the respondent.

CORAM : D.B.BHOSALE,J.
DATED : 20TH APRIL, 2007

P.C.:

Heard the learned counsel for the parties.

In this application, the applicant has prayed for recalling the order dated 12.12.2006. I heard the learned counsel for the parties. No case for recall of the order dated 12.12.2006 is made out. However, in view of the fact that the question of custody and access to the child is involved,I observe that the respondent-husband, while availing the access as per the order dated 12.12.2006, shall not use any force against the child and he shall slowly develop rapport with the child by showing love and affection towards him.

The respondent is also not expected to approach the police for execution of the order dated 12.12.2006. The civil application is accordingly disposed of.

It is needless to express that during examination period of the child, the respondent-husband shall see to it that the child is not mentally disturbed.

(D.B.BHOSALE,J.)